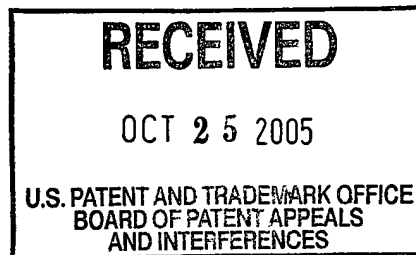


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Michael Butsch et al. Confirmation No.: 7784
Appeal No. : 2005-0951
Serial No. : 09/890,715
Filed : December 31, 2001
TC/A.U. : 3731
Examiner : Daniel J. Davis
Docket No. : 01-407
Customer No.: 34704

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

SUPPLEMENTAL RESPONSE TO NOTICE OF HEARING

Board of Patent Appeals and Interferences
Hon. Commissioner of Patents & Trademarks
United States Patent & Trademark Office
Washington, D.C. 20231

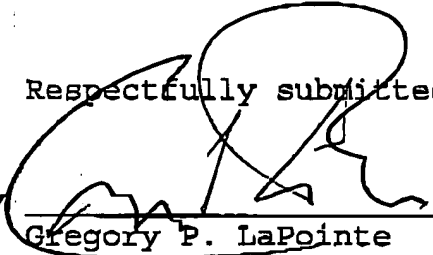
Dear Sir:

The undersigned hereby waives attendance of the oral hearing scheduled for November 16, 2005 at 1:00 PM.

A copy of the Notice of Hearing waiving attendance at the oral hearing is attached.

Respectfully submitted,

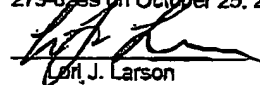
By



Gregory P. LaPointe
Attorney for Applicant
Reg. No. 28,395

Date: October 25, 2005

I hereby certify that this correspondence is being faxed to the USPTO Central Fax No. (571) 273-8300 and the BPAI Fax No. (571) 273-0299 on October 25, 2005.



Lori J. Larson

01-407



United States Patent and Trademark Office

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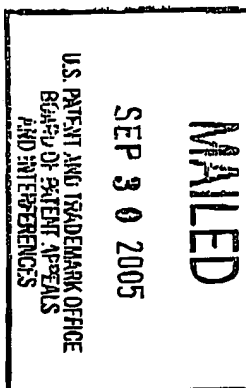
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Bachman & LaPointe
900 Chapel Street Suite 1201
New Haven, CT 06510-2802

Appeal No: 2005-0951
Appellant: Micheal Bursch et al.
Application No: 09/890,715
Hearing Room: B
Hearing Docket: B
Hearing Date: Wednesday, November 16, 2005
Hearing Time: 01:00 PM
Location: Madison Building - East Wing
600 Dulany Street, 9th Floor
Alexandria, Virginia 22313-1450



Response Due: 10-20-05

NOTICE OF HEARING

CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS

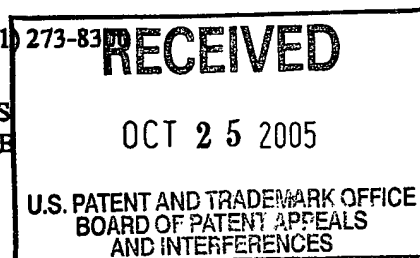
Your attention is directed to 37 CFR § 41.47. The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up. The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced. If there are any inquiries, please contact the Clerk of the Board at 571-272-9797.

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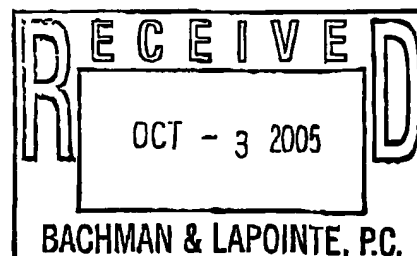
Signature of Attorney/Agent/Appellant

Date

Registration No.

Names of other visitors expected to accompany counsel:

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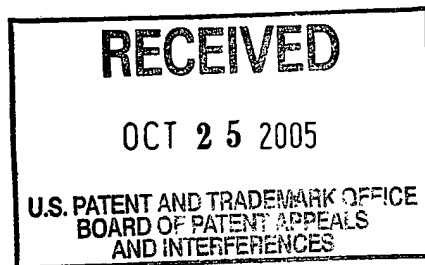
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ROSS J. CHRISTIE (ALSO NY BAR)

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TO: BPAI FROM: Gregory P. LaPointe
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FAX NO.: (571) 273-8300 DATE: October 25, 2005
YOUR REF.: Appeal No. 2005-0951 OUR REF.: 01-407
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